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13 JOHN EARL CAMPBELL

14 UNITED STATES DISTRICT COURT

15 NORTHERN DISTRICT OF CALIFORNIA

17 JOHN EARL CAMPBELL,

18 Plaintiff,

19 v.
20 NATIONAL RAILROAD PASSENGER
21 CORPORATION dba AMTRAK, JOE DEELY
and DOES 1 through 15 inclusive,
22 Defendants.
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Case No. C05-05434 MJJ

**STIPULATION TO EXTEND
DISCOVERY CUTOFF, FOR
DEFENDANT NATIONAL RAILROAD
PASSENGER CORPORATION TO
RESPOND TO PLAINTIFF JOHN
EARL CAMPBELL'S WRITTEN
DISCOVERY, AND FOR PLAINTIFF
TO BRING MOTION TO COMPEL
BASED ON WRITTEN RESPONSES
TO SAME**

25 Plaintiff John Earl Campbell and Defendants National Railroad Passenger Corporation
26 (aka "Amtrak") and Joe Deely (collectively referred to herein as "the Parties") hereby stipulate
27 to the following extension of time for the parties to complete all discovery, for Defendant
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1 Amtrak to respond to Plaintiff's written discovery, and for Plaintiff to bring a motion to compel,
2 based upon Amtrak's responses to written discovery, as follows:

3 1. The Parties have ongoing discovery disputes.

4 2. On January 30, 2007, Plaintiff's lead counsel canceled several scheduled
5 depositions until further notice because she was in trial.

6 3. Defendants' counsel has requested, and Plaintiff's counsel has agreed, to extend
7 until March 7, 2007 the date by which Defendant Amtrak shall serve responses and objections to
8 the following written discovery to which no responses have yet been served:

9 a. Plaintiff's First Set of Interrogatories, served on December 21, 2006 and
10 originally due on January 21, 2007;

11 b. Plaintiff's First Requests For Admissions to Defendant Amtrak, served on
12 December 22, 2006 and originally due on January 25, 2007;

13 c. Plaintiff's Second Request for Production of Documents, served on
14 December 22, 2006 and originally due on January 25, 2007;

15 d. Plaintiff's Second Requests for Admissions, served on January 9, 2007
16 and originally due on February 12, 2007.

17 4. Plaintiff's counsel anticipates filing at least one Motion to Compel based on
18 Defendants' previous responses to discovery.

19 5. Plaintiff's counsel has requested, and defense counsel has agreed, to the
20 following:

21 a. To reschedule all depositions on mutually agreeable dates as soon as
22 Plaintiff's counsel's trial ends, with Plaintiff's deposition to be taken and
23 completed first. All depositions, except those previously noticed, shall be
24 noticed in accordance with the Federal Rules of Civil Procedure, and
25 scheduled to take place no later than March 23, 2007;

26 b. To extend for five weeks, or until March 23, 2007, the cutoff for all fact
27 (nonexpert) discovery to be taken. This applies to all written and
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1 deposition discovery (except for experts);

- 2 c. To extend until March 21, 2007 the date by which Plaintiff must file a
3 motion to compel based on Defendant's responses to discovery due
4 March 7th, assuming a motion is warranted and also assuming reasonable
5 meet and confer discussions have taken place;
- 6 d. Extend the date for the parties to designate experts to March 30, 2007,
7 seven (7) days after which the parties shall exchange reports for experts
8 disclosed March 30, 2007;
- 9 e. To extend the date for disclosure of supplemental/rebuttal experts to April
10 20th, with reports of supplemental or rebuttal experts to be served on the
11 same date (April 20, 2007); and
- 12 f. To extend until May 8, 2007 the date by which all expert discovery must
13 be taken and completed.

14 6. The Parties further agree that this stipulation shall not affect any other dates
15 already set by the Court in this matter, including but not limited to the trial date already set.
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IT IS SO STIPULATED.

17 Dated: February 9, 2007

PRICE AND ASSOCIATES

18 By:


PAMELA Y. PRICE
RENEE SANCHEZ
Attorneys for Plaintiff
JOHN EARL CAMPBELL

22 Date: February 9, 2007

JACKSON LEWIS LLP

24 By:


KATHLEEN MAYLIN
CARA CHING-SENAHA

27 Attorneys for Defendants

28 NATIONAL RAILROAD PASSENGER

1 CORPORATION dba AMTRAK and JOE
2 DEELY

3 **IT IS SO ORDERED.**

4 DATED: February 14, 2007

5 HONORABLE JUDGE MARTIN J. JENKINS
6 United States District Court
7 Northern District of California
8 IT IS SO ORDERED
9 Judge Martin J. Jenkins
10 xtra discovery - revised
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